

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Civil Revision No. 4728 of 2006

Date of Decision: 15.12.2006

Parmanand

...Petitioner

Vs.

Gurmeet Kaur

...Respondent

CORAM Hon'ble Mr.Justice Vinod K.Sharma

Present: Mr.R.S.Ghuman, Advocate,
for the petitioner.

Vinod K.Sharma, J. (Oral)

Present revision petition has been filed against an order passed by the learned Civil Judge (Senior Division), Nawanshahr vide which the evidence of the petitioner has been ordered to be closed as he failed to conclude his evidence in spite of last opportunity having been granted to him It was further noticed that on the date fixed neither plaintiff's witnesses were present nor the plaintiff himself appeared in the court for cross-examination.

Learned counsel for the petitioners pray that in the interest of justice he may be given one last opportunity to conclude his evidence on on his own responsibility. He also prays that thereafter he may be cross-examined so that the evidence led by him may be read in evidence.

Without going into the merits of the case, I feel that interest of justice would be served if the plaintiff is granted one last opportunity to conclude his entire evidence on the date to be fixed by the learned Trial Court. It is made clear that the learned Trial Court would also give an opportunity to the defendant-respondent to cross-examine the plaintiff so that the affidavit filed by him in examination-in-chief may be read in evidence. However, this shall be subject to payment of Rs.5000/- (five thousand) as costs.

Revision petition is disposed of in above said terms.

(Vinod K.Sharma)
Judge

15.12.2006
rp